

REMARKS

This Amendment is being filed in response to the Office Action mailed March 4, 2009, which has been reviewed and carefully considered. Reconsideration and allowance of the present application in view of the amendments made above and the remarks to follow are respectfully requested.

Claims 1-20 are pending in the application, where claims 1, 12 and 20 are independent.

By means of the present amendment, the current Abstract has been deleted and substituted with the enclosed New Abstract which better conforms to U.S. practice.

By means of the present amendment, claims 1-17 have been amended for non-statutory reasons, such as for better form including beginning the dependent claims with 'The' instead of 'A', and deleting reference numerals typically used in European practice that are known to not limit the scope of the claims. Such amendments to claims 1-17 were not made in order to address issues of patentability and Applicant respectfully reserves all rights under the Doctrine of Equivalents.

In the Office Action, claims 5-17 are objected to for multiple dependency. In response, claims 5-17 have been amended to remove the multiple dependency. Accordingly, withdrawal of this objection to claims 4-10 is respectfully requested and examination on the merit is respectfully requested.

In the Office Action, the Examiner objected to claims 1-17 for certain informalities. In response, claims 1-17 have been amended to remove the informalities noted by the Examiner, as well as other informalities. Accordingly, withdrawal of the objection to claims 1-17 is respectfully requested.

In the Final Office Action, claims 3 and 4 are rejected under 35 U.S.C. §112, second paragraph. This rejection is respectfully traversed. However, to advance prosecution, claim 3 has been amended for better clarity. It is respectfully submitted that this rejection of claims 3 and 4 has been overcome. Accordingly, withdrawal of this rejection is respectfully requested.

In the Office Action, claims 1-4 are rejected under 35 U.S.C. §103(a) over U.S. Patent Application Publication No. 2002/0057901 (Date). Applicants respectfully traverse and submit that claims 1-20, as amended, are patentable over Date for at least the following

reasons.

Date is directed to a method and apparatus for recording still picture data (VOB) and still picture group management information (VOBGI) for managing N still picture data (VOB) as a still picture group (VOBG) onto a storage medium.

It is respectfully submitted that Date does not disclose or suggest the present invention as recited in independent claim 1, and similarly recited in independent claims 12 and 20 which, amongst other patentable elements, recites (illustrative emphasis provided):


the interface is configured such that instructions to record data to the selected portion of the memory device are effected by first means the interface, the first means being separate from a second means used to initiate recording of the data in a remainder of the memory device.

These features are nowhere taught or suggested in Date. Accordingly, it is respectfully requested that independent claims 1, 12 and 20 be allowed. In addition, it is respectfully requested that claims 2-11 and 13-19 also be allowed at least based on their dependence from independent claims 1 and 12 as well as their individually patentable elements.

In addition, Applicant denies any statement, position or averment of the Examiner that is not specifically addressed by the foregoing argument and response. Any rejections and/or points of argument not addressed would appear to be moot in view of the presented remarks. However, the Applicant reserves the right to submit further arguments in support of the above stated position, should that become necessary. No arguments are waived and none of the Examiner's statements are conceded.

In view of the above, it is respectfully submitted that the present application is in condition for allowance, and a Notice of Allowance is earnestly solicited.

Respectfully submitted,

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